

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

WILLIAM WADDELL, **PLAINTIFF,**

VS. **CIVIL ACTION 4:04CV226-P-B**

RAJNIKANT DAYA d/b/a LEVEE INN, **DEFENDANT**

Consolidated with

WILLIAM E. PRINCE, **PLAINTIFF,**

VS. **CIVIL ACTION 4:04CV259-P-B**

RAJNIKANT DAYA d/b/a LEVEE INN, **DEFENDANT.**

ORDER

This matter comes before the court upon Plaintiff William Prince's Motion to Reconsider [69-1] of the court's December 19, 2005 Order excluding the testimony by the plaintiff that he suffered a torn rotator cuff. Upon due consideration of the motion, the court finds that same should be denied.

IT IS THEREFORE ORDERED AND ADJUDGED that Plaintiff William Prince's Motion to Reconsider [69-1] is **DENIED**.

SO ORDERED this the 5th day of January, A.D., 2006.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE